

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X **Docket#**  
ALLSTATE INSURANCE COMPANY, : 08-cv-04405-SLT-PK  
et al., :  
Plaintiffs, :  
- versus - : U.S. Courthouse  
: Brooklyn, New York  
MIRVIS, et al., : June 6, 2017  
Defendants :  
-----X

TRANSCRIPT OF CIVIL CAUSE FOR CONFERENCE  
BEFORE THE HONORABLE PEGGY KUO  
UNITED STATES MAGISTRATE JUDGE

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1 MR. SILBER: He was trying to make those funds  
2 available to pay his and his family's expenses.

3 THE COURT: So it was still his money even  
4 though it was in Tatyana's name.

5 MR. SILBER: Agreed.

6 THE COURT: Okay.

7 MR. SILBER: Agreed.

8 THE COURT: Okay.

9 MR. SILBER: That money -- this is a critical  
10 section that Allstate completely smudges.

11 THE COURT: Okay.

12 MR. SILBER: That money was spent by 2012.

13 THE COURT: Right, but when you say spent, I am  
14 curious what you mean by spent. You can spend the money  
15 by paying off a mortgage. You can spend the money by  
16 throwing a big party. How was it spent? Was the money  
17 spent to pay off --

18 MR. SILBER: All the above.

19 THE COURT: Okay.

20 MR. SILBER: All of the above.

21 THE COURT: So some of that money went to pay  
22 the mortgage.

23 MR. SILBER: Mark and his wife used the money  
24 that belonged to them, it was their money in Tatyana's  
25 name, to pay the mortgage and to go on vacation and to

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1 buy food and to do whatever they're going to do for  
2 approximately a three year -- almost a three-year period.

3 THE COURT: Okay.

4 MR. SILBER: At the end of 2012, that money was  
5 gone. It was spent.

6 THE COURT: So that account went to zero?

7 MR. SILBER: Pretty much. I can't represent to  
8 the Court that it was -- because I don't have that  
9 information in front of me but it was pretty --

10 THE COURT: Okay. So the money that you said  
11 Tatyana paid, the carrying costs, where did that money --  
12 which account did that money come from?

13 MR. SILBER: That came from that - largely from  
14 that account.

15 THE COURT: The same account, okay.

16 MR. SILBER: Because that was the money that  
17 came in 2013, that's when she started burning her own  
18 money.

19 THE COURT: I see.

20 MR. SILBER: In 2013 --

21 THE COURT: Okay. I understand the point.

22 MR. SILBER: -- she (indiscernible) \$250,000.

23 THE COURT: Right.

24 MR. SILBER: In 2000- --


25 THE COURT: But it's all going into the same

C E R T I F I C A T E

I, LINDA FERRARA, hereby certify that the foregoing transcript of the said proceedings is a true and accurate transcript from the electronic sound-recording of the proceedings reduced to typewriting in the above-entitled matter.

I FURTHER CERTIFY that I am not a relative or employee or attorney or counsel of any of the parties, nor a relative or employee of such attorney or counsel, or financially interested directly or indirectly in this action.

IN WITNESS WHEREOF, I hereunto set my hand this 7th day of June, 2017.

  
Linda Ferrara

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